

Amendment No. 1 to SB2470

Overbey  
Signature of Sponsor

**AMEND Senate Bill No. 2470**

**House Bill No. 2376\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-902(a)(4), is amended by deleting the language “subdivision (a)(6)” and substituting “§ 39-13-905”.

SECTION 2. Tennessee Code Annotated, Section 39-13-902(a), is further amended by adding the following language as subdivision (5) and renumbering current subdivision (a)(5) and the subsequent subdivisions accordingly:

(5) If the image is captured for the practice of land surveying, as defined in § 62-18-102, by a duly registered land surveyor, pursuant to title 62, chapter 18, part 1; provided, the image of any person or thing on private property captured in the course of land surveying shall be subject to § 39-13-905 as an image captured incident to the lawful capturing of an image.

SECTION 3. Tennessee Code Annotated, Section 39-13-902(a), is further amended by adding the following language as a new subdivision:

( ) If the image is captured by the department of transportation, or a person under contract with or otherwise acting under the direction of or on behalf of the department of transportation, for the purpose of planning, locating, designing, constructing, maintaining, or operating transportation programs or projects; provided, the image of any person or thing on private property captured by or for the department of transportation pursuant to this subdivision shall be subject to § 39-13-905 as an image captured incident to the lawful capturing of an image.

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SECTION 4. Tennessee Code Annotated, Section 39-13-902(b), is amended by deleting the subsection in its entirety and substituting instead the following:

(b) An image captured for law enforcement purposes by a state or local law enforcement agency, or by a person who is under contract with or otherwise acting under the direction of or on behalf of such agency, shall be handled in accordance with § 39-13-609 and shall not be used for any purpose other than the lawful purpose for which the image was captured as permitted by this section.

SECTION 5. This act shall take effect July 1, 2016, the public welfare requiring it.